

Charles A. Schnabel, Secretary  
of the Senate

February 18, 1969.

The Honorable Preston Smith  
Governor of Texas  
State Capitol  
Austin, Texas

Dear Governor Smith:

On January 15, Governor Connally requested advice, consent and confirmation of the Senate for Jack Balagia of Austin, Travis County, as a member of the State Judicial Qualifications Commission.

The Senate is herewith returning the name of Mr. Balagia without acting on his confirmation since we are advised that other disposition has been made of this appointment.

Respectfully yours,

CHARLES A. SCHNABEL,  
Secretary of the Senate.

CAS/pb

cc: Senate Journal Clerk  
Secretary of State  
Nominations Committee

#### TWENTY-FIRST DAY

(Wednesday, February 19, 1969)

The Senate met at 11:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### Resolution Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolution:

H. C. R. No. 26, Extending congratulations to the Henderson Lions Football Team.

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
February 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 30, Inviting the Members of the Supreme Court.

H. C. R. No. 32, Inviting His Excellency, Preston Smith, Governor of Texas, to address the Regular Session of the 61st Legislature in Joint Session at 11:00 a.m., February 20, 1969.

H. C. R. No. 29, Congratulating Lydia Enriqueta Rodriguez.

S. C. R. No. 16, In memory of Arthur DeWitty.

Respectfully submitted,  
DOROTHY HALLMAN,

Chief Clerk, House of Representatives

#### Reports of Standing Committees

Senator Brooks submitted the following report:

Austin, Texas,  
February 18, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Departments and Institutions, to which was referred S. B. No. 174, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BROOKS, Chairman

Senator Herring submitted the following reports:

Austin, Texas,  
February 18, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Juris-

prudence, to which was referred S. B. No. 36, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that Committee Substitute adopted in lieu thereof do pass and be printed.

HERRING, Chairman

C. S. S. B. No. 36 was read the first time.

Austin, Texas,  
February 18, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 78, have had the same under consideration, and I am instructed to report it back to the Senate with the the recommendation that it do pass and be printed.

HERRING, Chairman

Austin, Texas,  
February 18, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 79, have had the same under consideration, and I am instructed to report it back to the Senate with the the recommendation that it do pass and be printed.

HERRING, Chairman

Austin, Texas,  
February 18, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Jurisprudence, to which was referred S. B. No. 92, have had the same under consideration, and I am instructed to report it back to the Senate with the the recommendation that it do pass and be printed.

HERRING, Chairman

Senator Mauzy submitted the following report:

Austin, Texas,  
February 18, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Federal Programs and Relations, to which was referred S. B. No. 94, have had the same under consideration, and I am instructed to report it back to the

Senate with the recommendation that it do pass and be printed.

MAUZY, Chairman.

Senator Christie submitted the following reports:

Austin, Texas,  
February 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We your Committee on Constitutional Amendments, to which was referred S. J. R. No. 2, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass and be not printed.

CHRISTIE, Chairman.

Austin, Texas,  
February 19, 1969.

Hon. Ben Barnes, President of the Senate:

Sir: We, your Committee on Constitutional Amendments, to which was referred S. J. R. No. 8, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

CHRISTIE, Chairman.

Senator Hall submitted the following reports:

Austin, Texas,  
February 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs to which was referred S. B. No. 18, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

HALL, Chairman.

Austin, Texas,  
February 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs to which was referred S. B. No. 139, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HALL, Chairman.

Austin, Texas,  
February 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs to which was referred S. B. No. 23, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Austin, Texas,  
February 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs to which was referred S. B. No. 15, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

Austin, Texas,  
February 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District, and Urban Affairs to which was referred S. B. No. 109, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.

#### Co-Author of Senate Bill 236

On motion of Senator Creighton and by unanimous consent Senator Kennard will be shown as Co-author of S. B. No. 236.

#### Co-Author of Senate Bill 46

On motion of Senator Bernal and by unanimous consent Senators Bates, Berry, Bridges, Brooks, Harrington, Jordan, Kennard, McKool, Mauzy, Patman, Schwartz and Snelson will be show as Co-authors of S. B. No. 46.

#### Co-Author of Senate Bill 184

On motion of Senator Blanchard and by unanimous consent Senator Ratliff will be shown as Co-Author of S. B. No. 184.

#### Senate Bills on First Reading

The following bills were introduced, read first time and referred to the Committees indicated:

By Senator Hazlewood:

S. B. No. 237, A bill to be entitled "An Act providing for the appointment by the District Judge of the Thirty-first Judicial District of Texas, composed of the Counties of Gray, Wheeler, Hemphill, Lipscomb and Roberts, of an official shorthand reporter for such Judicial District; providing his qualifications; providing that the salary of said official shorthand reporter shall be fixed and determined by the Judge of said Judicial District and not otherwise; providing for the manner of payment of said salary and out of what funds; providing for transcript fees and allowance for hotel and traveling expenses; providing a saving clause; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senators Bridges, Hazlewood, Connally, Strong, Blanchard, Mauzy, McKool, Harrington, Word, Hightower, Bernal, Aikin, Creighton, Herring, Snelson, Christie, Brooks, Jordan, Berry, Ratliff, Hall, Schwartz, Cole, Harris, Wilson, Grover, Bates, Watson, Moore, Kennard and Patman:

S. B. No. 238, A bill to be entitled "An Act changing the name of the Corpus Christi State School to the Bruce Reagan State School; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senators Cole, Schwartz, Brooks, Jordan, Grover, Aikin and Creighton:

S. B. No. 239, A bill to be entitled "An Act authorizing the Board of Regents of The University of Texas System to acquire by gift certain property in Harris County, Texas; and declaring an emergency."

To the Committee on State Affairs.

By Senator Creighton:

S. B. No. 240, A bill to be entitled "An Act vesting the Texas Water Development Board with the full powers of eminent domain with the Attorney General representing the Board in legal proceedings; amending Section 3, Chapter 425, Acts of

the 55th Legislature, Regular Session, 1957, as amended by Section 2, Chapter 297, Acts of the 59th Legislature, 1965; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Creighton:

S. B. No. 241, A bill to be entitled "An Act relating to the definition of 'project' under the Texas Water Development Board Act, amending Section 2 (f), Chapter 425, Acts of the 55th Legislature, Regular Session, 1957, as amended; providing for repeal; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Creighton:

S. B. No. 242, A bill to be entitled "An Act eliminating the termination amount of the Texas Water Development Fund; eliminating the four (4%) per cent interest limitation on the amount of bonds that may be sold in any six (6) month period, extending the maximum maturity period; amending Section 4, Chapter 425, Acts of the 55th Legislature, Regular Session, 1957, as amended; providing for repeal; providing for severability; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Creighton:

S. B. No. 243, A bill to be entitled "An Act eliminating the termination date for financial assistance available by the Texas Water Development Board; eliminating procedures prescribed for such termination; amending Section 10-B, Chapter 425, Acts of the 55th Legislature, Regular Session, 1957; providing for repeal; providing for severability; providing a savings clause; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Creighton:

S. B. No. 244, A bill to be entitled "An Act combining Section 11, Chapter 425, Acts of the 55th Legislature, Regular Session, 1957, and Section 12, Chapter 425, Acts of the 55th Legislature, Regular Session, 1957, as last amended by Chapter 569, Acts of the 59th Legislature, Regular Session, 1965; eliminating a reference to a financial assistance termination date;

deleting certain requirements of applications for financial assistance; amending Section 11, Chapter 425, Acts of the 55th Legislature, Regular Session, 1957; providing for repeal; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Creighton:

S. B. No. 245, A bill to be entitled "An Act relating to criteria for political subdivisions which request financial assistance from the Texas Water Development Board; amending Section 14, Chapter 425, Acts of the 55th Legislature, Regular Session, 1957, as amended; providing for repeal; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Creighton:

S. B. No. 246, A bill to be entitled "An Act increasing the maximum maturity to fifty (50) years for bonds or securities purchased by the Texas Water Development Board; abolishing the maximum loan limit of a political subdivision; amending Section 15, Chapter 425, Acts of the 55th Legislature, Regular Session, 1957, as amended; providing for repeal; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Creighton:

S. B. No. 247, A bill to be entitled "An Act amending Acts 1957, 55th Legislature, Chapter 425, as amended, authorizing Texas Water Development Board to issue revenue bonds for the purpose of carrying out any one or more of its powers which bonds may be secured solely by revenues accruing to the Board exclusive of monies received from the General Revenue Fund from the State of Texas and money received from water resources or facilities acquired with the proceeds of Texas Water Development bonds; providing for the terms and conditions of such bonds, the sale thereof and other matters in the premises; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Herring:

S. B. No. 248, A bill to be entitled "An Act making it unlawful for any person 21 years of age or over to

sell, furnish, barter, trade, administer, or give, or to offer to furnish, sell, barter, trade, administer or give to any person under 21 years of age any narcotic drug, as defined; providing a penalty, repealing Subsection (2) of Section 23, Chapter 169, Acts of the 45th Legislature, Regular Session, as amended, insofar as it is inconsistent; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Herring:

S. B. No. 249, A bill to be entitled "An Act repealing Section 3 of House Bill 70 enacted by the 55th Regular Session of the Legislature of the State of Texas and designated in Vernon's Annotated Texas Statutes as Article 1269 1-3; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Snelson:

S. B. No. 250, A bill to be entitled "An Act amending subparagraph 5 of Article 18.02, Code of Criminal Procedure, providing for the issuance of a search warrant authorizing the seizure of items of evidentiary value; amending Article 18.13, Code of Criminal Procedure, providing the rules under which such warrant may issue; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Mauzy:

S. B. No. 251, A bill to be entitled "An Act amending Article 2872, Revised Civil Statutes of Texas, 1925, relating to regulations by school districts concerning textbooks; and declaring an emergency."

To the Committee on Education.

By Senator Mauzy:

S. B. No. 252, A bill to be entitled "An Act relating to voter registration and participation in political party activities; containing penal provisions; amending the Texas Election Code as follows: amending Subsections (1) and (2), Section 45a (Article 5.13a, Vernon's Texas Election Code), amending Section 46a (Article 5.14a); amending Section 47a (Article 5.15a); amending Subsection (1), Section 51a (Article 5.19a); amending Section 52a (Article 5.20a); and amending Subsections (1), (4), (5), and (6), and repealing Subsections (7) and (8), Section 179a, as amended (Article 13.01a); repealing Article 240, Penal

Code of Texas, 1925, as amended; and declaring an emergency."

To the Committee on Privileges and Elections.

By Senator Harrington:

S. B. No. 253, A bill to be entitled "An Act requiring liability insurance on all motor vehicles registered in this State, providing for administration and enforcement; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Harrington:

S. B. No. 254, A bill to be entitled "An Act adopting the Driver License Compact, and providing for implementation of uniform provisions relating to issuance, suspension, and revocation of drivers' licenses; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Harrington:

S. B. No. 255, A bill to be entitled "An Act amending Article 3927, Revised Civil Statutes of Texas, 1925, as amended, to provide for uniform fees to be received by clerks of the district courts in certain counties; enacting other provisions relating to the subject; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senators Harrington and Jordan:

S. B. No. 256, A bill to be entitled "An Act to declare and prescribe rights, duties, and obligations of public employers and some public employees and their representatives in matters of collective bargaining; to create a State Labor Relations Board and provide its jurisdiction, power, authority, and functions; to make related provisions designed to effectuate the purposes of the Act; to provide severability, precedence over contrary laws and an effective date; and to declare an emergency."

To the Committee on Labor and Management Relations.

By Senator Hightower:

S. B. No. 257, A bill to be entitled "An Act amending Sections 2 and 15(a), Chapter 86, Acts of the Fifty-fifth Legislature, Regular Session, 1957, which created North Central Texas Municipal Water Authority, to

provide that the Authority shall contain all of the territory contained in the boundaries of the cities of Goree, Knox City and Munday in Knox County and the city of Haskell in Haskell County, as the boundaries of each city are set forth in ordinances or resolutions passed or adopted prior to the effective date of this Act; providing that no territory shall be detached from the Authority while any bonds payable from taxes or revenues or both are outstanding; repealing Section 25 of Chapter 86, Acts of the Fifty-fifth Legislature, Regular Session, 1957; providing a severability clause; and declaring an emergency."

To the Committee on County, District and Urban Affairs.

By Senator Word:

S. B. No. 258, A bill to be entitled "An Act making it unlawful for any person, with a malicious and mischievous intent, to trespass upon the property of another, whether private, business, or public property; defining malicious and mischievous intent and defining trespass; fixing a penalty; repealing all conflicting laws; providing for severance of any portion of this Act which is held invalid; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Word:

S. B. No. 259, A bill to be entitled "An Act to amend Subdivision 1 of Section 4, Chapter 173, Acts of the 47th Legislature, Regular Session, 1941, as amended in Chapter 328, Acts of the 60th Legislature, Regular Session, 1967 (Article 6687b, Section 4, subdiv. 1, V.T.C.S.), relating to who may not be licensed to drive motor vehicles and students enrolled in a State approved driver education teacher preparation program; and declaring an emergency."

To the Committee on Jurisprudence.

By Senators Brooks and Schwartz:

S. B. No. 260, A bill to be entitled "An Act relating to certain exceptions to the prohibition of closed meetings by governmental bodies and notice of meetings; amending Section 2, Chapter 271, Acts of the 60th Legislature, Regular Session, 1967 (Article 6252-17, Vernon's Texas Civil Statutes), and adding a Section 3A; and declaring an emergency."

To the Committee on State Affairs.

By Senators Brooks, Watson, Ratliff and Bernal:

S. B. No. 261, A bill to be entitled "An Act creating an Advisory Council for Technical-Vocational Education to coordinate and develop programs for technical and vocational training in state educational institutions; and declaring an emergency."

To the Committee on State Departments and Institutions.

By Senator Bernal:

S. J. R. No. 16, Proposing a constitutional amendment reserving to the people certain legislative power in the form of the initiative.

To the Committee on Constitutional Amendments.

By Senator Creighton:

S. J. R. No. 17, Proposing an amendment to Article III Constitution of the State of Texas, adding Section 49-d-1, broadening the powers of the Texas Water Development Board, increasing the authorized amount of Texas Water Development Bonds; providing for the deposit of Bond sale proceeds; providing for a new interest rate limitation on all Texas Water Development Bonds, modifying the conditions and limitations on all financial assistance that may be provided by the Texas Water Development Board from the Texas Water Development Fund; providing obligations and terms that may be entered into by the Texas Water Development Board; providing for the incontestability of Texas Water Development Bonds; providing for anticipatory legislation; providing for submission of the amendment to the voters.

To the Committee on Constitutional Amendments.

By Senators Berry and Bates:

S. J. R. No. 18, Proposing an amendment to Section 20, Article XVI, Constitution of the State of Texas, to provide that the sale of alcoholic beverages shall be lawful throughout the state as a whole.

To the Committee on Constitutional Amendments.

By Senators Berry and Bates:

S. J. R. No. 19, Proposing an amendment to Section 20, Article XVI, Constitution of the State of Texas, to prohibit the sale or manu-

facture of alcoholic beverages in this State and to require the legislature to provide by law for the enforcement of this provision.

To the Committee on Constitutional Amendments.

**House Concurrent Resolution 27  
on Second Reading**

The President laid before the Senate the following resolution:

H. C. R. No. 27, Memorial resolution for Mrs. Ruth Lester.

Signed: Lieutenant Governor Ben Barnes; Aikin, Bates, Bernal, Berry, Blanchard, Bridges, Brooks, Christie, Cole, Connally, Creighton, Grover, Hall, Harrington, Harris, Hazlewood, Herring, Hightower, Jordan, Kennard, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Snelson, Strong, Watson, Wilson and Word.

The resolution was read.

On motion of Senator Patman, and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Aikin, and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.

(Senator Word in Chair.)

**House Concurrent Resolution 21  
on Second Reading**

The Presiding Officer laid before the Senate the following resolution:

H. C. R. No. 21, Expressing appreciation to Miss Ima Hogg for her dedication to the preservation of our Texas heritage.

The resolution was read.

On motion of Senator Brooks, and by unanimous consent, the resolution was considered immediately and was adopted.

**House Concurrent Resolution 29  
on Second Reading**

The Presiding Officer laid before the Senate the following resolution:

H. C. R. No. 29, Extending congrat-

ulations to Mrs. Lydia Enriqueta Rodriguez.

The resolution was read.

On motion of Senator Bernal, and by unanimous consent, the resolution was considered immediately and was adopted.

**House Concurrent Resolution 22  
on Second Reading**

The Presiding Officer laid before the Senate the following resolution:

H. C. R. No. 22, Memorial resolution for Mrs. Elizabeth Gardner Jones.

The resolution was read.

On motion of Senator Brooks, and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.

**House Concurrent Resolution 32  
on Second Reading**

The Presiding Officer laid before the Senate the following resolution:

H. C. R. No. 32, Extending invitation to the Honorable Preston Smith to address a Joint Session of the Texas Legislature.

The resolution was read.

On motion of Senator Herring, and by unanimous consent, the resolution was considered immediately and was adopted.

**House Concurrent Resolution 30  
on Second Reading**

The Presiding Officer laid before the Senate the following resolution:

H. C. R. No. 30, Inviting Members of the Supreme Court of Texas, Court of Criminal Appeals and Attorney General of Texas to attend all Joint Sessions of the Texas Legislature.

The resolution was read.

On motion of Senator Herring, and by unanimous consent, the resolution was considered immediately and was adopted.

**Message From the Governor**

The following message received from the Governor was read and was

referred to the Committee on Nominations:

Austin, Texas,  
February 19, 1969.

To the Senate of the Sixty-first Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be Adjutant General of Texas: For a two-year term to expire January 18, 1971: Ross Ayers of Friona, Parmer County, to replace Thomas S. Bishop of Austin, Travis County.

To be Members of the Texas Board of Corrections: For six-year terms to expire February 15, 1975: Leslie H. True of Dallas, Dallas County, to replace Rev. Carranya A. Holliday of Fort Worth, Tarrant County; Lester Boyd of Vernon, Wilbarger County, to replace Jack C. Vaughn of Dallas, Dallas County; James Marvin Windham, Sr., of Livingston, Polk County, for reappointment.

To be a Member of the Board of Directors of the Evergreen Underground Water Conservation District: For a two-year term to expire January 13, 1971: J. R. Akers, Jr., of Poteet, Atascosa County.

Respectfully submitted,  
PRESTON SMITH,  
Governor of Texas.

#### Senate Bill 232 on Second Reading

Senator Schwartz moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 232 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—31

Aikin	Harrington
Bates	Harris
Bernal	Hazlewood
Berry	Herring
Blanchard	Hightower
Bridges	Jordan
Brooks	Kennard
Christie	Mauzy
Cole	McKool
Connally	Moore
Creighton	Patman
Grover	Ratliff
Hall	Schwartz

Snelson  
Strong  
Watson

Wilson  
Word

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 232, A bill to be entitled "An Act relating to the filling of vacancies on the Board of Directors of the Galveston County Water Authority; providing for appointment of three Board members by the Galveston City Council; amending Section 5, Chapter 712, Acts of the 59th Legislature, Regular Session, 1965 (Article 8280-339, Revised Civil Statutes of Texas); and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 232 on Third Reading

Senator Schwartz moved that Senate Rule 30 and the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 232 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Blanchard
Bates	Bridges
Bernal	Brooks
Berry	Christie



Cole	Mauzy
Connally	McKool
Creighton	Moore
Grover	Patman
Hall	Ratliff
Harrington	Schwartz
Harris	Snelson
Hazlewood	Strong
Herring	Watson
Hightower	Wilson
Jordan	Word
Kennard	

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
February 19, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 54, A bill to be entitled "An Act relating to the creation and administration of The Fleet Admiral Chester W. Nimitz Memorial Naval Museum and Commission; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Senate Concurrent Resolution 18 on Second Reading

Senator Hightower moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. C. R. No. 18 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer laid before the Senate on its second reading the following resolution:

S. C. R. No. 18, Granting the Heirs of William Pelham Humphries permission to sue the State.

The resolution was read and was adopted.

#### Senate Bill 54 on Second Reading

Senator Watson moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 54 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 54, A bill to be entitled "An Act relating to taxation of non-profit water supply corporations; amending Article 7150, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

The bill was read second time.

Senator Watson offered the following amendment to the bill:

Amend S. B. 54 by striking out of Section 1 of the bill the following language:

"for any of its authorized purposes" and substitute therefor the following: "in the acquisition, storage, transportation, sale and distribution of water"

The amendment was read and adopted.

On motion of Senator Watson and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### Senate Bill 54 on Third Reading

Senator Watson moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 54 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Senate Bill 187 on Second Reading

Senator Herring moved that Senate Rules 110, 13, and 36 and Section 5 of Article III of the State Constitution be suspended and that S. B. No. 187 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—31

Aikin	Connally
Bates	Creighton
Bernal	Grover
Berry	Hall
Blanchard	Harrington
Bridges	Harris
Brooks	Hazlewood
Christie	Herring
Cole	Hightower

Jordan	Schwartz
Kennard	Snelson
Mauzy	Strong
McKool	Watson
Moore	Wilson
Patman	Word
Ratliff	

The Presiding Officer laid before the Senate on its second reading and passage to engrossment:

S. B. No. 187, A bill to be entitled "An Act establishing and providing a special facility for the mentally ill and mentally retarded; regulating and providing for the operation of same; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 187 on Third Reading

Senator Herring moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 187 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas— 31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—31

Aikin	Brooks
Bates	Christie
Bernal	Cole
Berry	Connally
Blanchard	Creighton
Bridges	Grover

Hall	Moore
Harrington	Patman
Harris	Ratliff
Hazlewood	Schwartz
Herring	Snelson
Hightower	Strong
Jordan	Watson
Kennard	Wilson
Mauzy	Word
McKool	

#### Co-Author of Senate Bill 39

On motion of Senator Hall and by unanimous consent Senator Herring will be shown as Co-author of S. B. No. 39.

#### Memorial Resolutions

S. R. No. 175—By Senator Watson: Memorial resolution for Mrs. Clyde Newton Cardwell.

S. R. No. 176—By Senator Watson: Memorial resolution for Edward W. Stratton.

S. R. No. 177—By Senator Watson: Memorial resolution for Roy H. Hill.

S. R. No. 178—By Senator Watson: Memorial resolution for D. T. Boyd.

#### Welcome and Congratulatory Resolutions

S. R. No. 171—By Senator Herring: Extending welcome to sponsors and students of Sixth Grade Class of Travis Heights Elementary School of Austin.

S. R. No. 172—By Senator Watson: Extending welcome to Dr. Dan McGee of Baylor University.

S. R. No. 173—By Senator Watson: Extending welcome to Dr. L. M. Morton of Killeen.

S. R. No. 174—By Senator Watson: Extending welcome to Captain Clint Peoples of Waco.

S. R. No. 179—By Senators Herring and Hall: Extending welcome to teacher and students of Manor Head Start Program.

#### Adjournment

On motion of Senator Hazlewood the Senate at 11:55 o'clock a.m. adjourned until 10:00 o'clock a.m. tomorrow.

#### TWENTY-SECOND DAY

(Thursday, February 20, 1969)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hazlewood
Bates	Herring
Bernal	Hightower
Berry	Jordan
Blanchard	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Creighton	Ratliff
Grover	Schwartz
Hall	Snelson
Harrington	Watson
Harris	Word

Absent—Excused

Connally	Wilson
Strong	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

#### Leaves of Absence

Senator Strong was granted leave of absence for today on account of important business on motion of Senator Blanchard.

Senator Connally was granted leave of absence for today on account of important business on motion of Senator Blanchard.

Senator Wilson was granted leave of absence for today on account of important business on motion of Senator Blanchard.

#### Senate Resolution 180

Senator Creighton offered the following resolution:

Whereas, Friday, February 21 is the birthday of the honorable Senator from the great city of Houston, Senator Barbara Jordan; and

Whereas, It is the sincere desire of the Members of the Senate of the